



RCE 11W

PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 1, 2005  
Date

Carolyn L. Ross  
Carolyn L. Ross

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/652,993

Confirmation No. : 4012

Applicant : Vishnu K. Agarwal

Filed : August 31, 2000

Attorney Docket No. : 501082.04

Art Unit : 2815

Customer No. : 27,076

Examiner : Jose R. Diaz

Title : DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A  
CONDUCTIVE LAYER IN SAID DEVICE

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**UNDER 37 C.F.R. § 1.114**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant requests continued examination, under 37 C.F.R. § 1.114, of the above-identified application.

**1. Submission Required Under 37 C.F.R. § 1.114**

- a. ☒ Submission previously submitted
  - i. ☒ Consider the amendment/reply under 37 C.F.R. § 1.116 previously filed on September 8, 2004.
  - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
  - iii. ☐ Consider the Information Disclosure Statement (IDS) previously filed on \_\_\_\_\_.

b. ☐ Submission enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

**2. Suspension of Action** (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required)

☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months.

**3. Accompanying Papers**

☒ Postcard

☒ Check

☒ Fee Transmittal Sheet

☐ Petition

**4. Deposit Account**

☒ The Commissioner is authorized to charge any additional fees required or credit any overpayment to Deposit Account No. 50-1266.

Respectfully submitted,

Date: April 1, 2005

By: Marcus Simon

Marcus Simon

Reg. No. 50,258

Customer No. 27,076

Dorsey & Whitney LLP

1420 Fifth Avenue, Suite 3400

Seattle, WA 98101

(206) 903-8787

Attorney for Applicant

h:\ip\documents\clients\micron technology\1000\501082.04\501082.04 rce trans2.doc



Effective on 12/08/04

## FEE TRANSMITTAL SHEET (FY 2005)

☐ Applicant claims small entity status (see 37 C.F.R. 1.27)

### Complete if Known

Application No.	09/652,993
Filing Date	August 31, 2000
First Inventor	Vishnu K. Agarwal
Group Art Unit	2815
Examiner Name	Jose R. Diaz
Atty. Docket Number	501082.04

### METHOD OF PAYMENT (Check One)

☒ The Director is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No. **50-1266**; Deposit Account Name: **DORSEY & WHITNEY LLP**.

☒ Check Enclosed.

#### Extra Claim Fees

Current Claims	Prior	Extra	Fee	Fee Paid
Total	20	=	x \$	= \$0
Ind.	3	=	x \$	= \$0
Multiple Dependent Claims		=	x \$	= \$
<b>Subtotal (Extra Claims)</b>				<b>\$0</b>

#### Petition Fee Under 37 CFR 1.17(f), (g), & (h)

Enclosed is a Petition filed under 37 CFR as indicated below:

- ☐ Petition Fee under 37 CFR 1.17(f) **Fee \$400**
- § 1.53(e) to accord a filing date.
  - § 1.57(a) to accord a filing date.
  - § 1.182 for decision on a question not provided for.
  - § 1.183 to suspend the rules.
  - § 1.378(e) for reconsideration of decision on petition refusing delayed payment of maintenance fee in expired patent.
  - § 1.174(b) to accord a filing date to an application under § 1.740 for extension of patent term.
- ☐ Petition Fee under 37 CFR 1.17(g) **Fee \$200**
- § 1.12 for access to an assignment record.
  - § 1.14 for access to an application.
  - § 1.47 for filing by other than all inventors or person not the inventor.
  - § 1.59 for expungement of information.
  - § 1.103(a) to suspend action in an application.
  - § 1.136(b) for review of a request for ext. of time when § 1.136(a) not avail.
  - § 1.295 for review of refusal to publish a statutory invention registration.
  - § 1.296 to withdraw a req. for pub. after notice of intent to publish issued.
  - § 1.377 for review of decision refusing to accept a maintenance fee filed prior to expiration of a patent.
  - § 1.550(c) for request for ext. of time in *ex parte* reexam. proceedings.
  - § 1.956 for request for ext. of time in *ex parte* reexam. proceedings.
  - § 5.12 for expedited handling of foreign filing license.
  - § 5.15 for changing the scope of a license.
  - § 1.5.25 for retroactive license.
- ☐ Petition Fee under 37 CFR 1.17(h) **Fee \$130**
- § 1.19(g) to request documents in a form other than provided in this part.
  - § 1.84 for accepting color drawings or photographs.
  - § 1.91 for entry of a model or exhibit.
  - § 1.102(d) to make an application special.
  - § 1.138(c) to expressly abandon an application to avoid publication.
  - § 1.313 to withdraw an application from issue.
  - § 1.314 to defer issuance of a patent.

### FEE CALCULATION (Continued)

#### 3. ADDITIONAL FEES

Large Entity Fee	Small Entity Fee	Fee Description	Fee paid
50	25	Surcharge - late provisional filing fee or cover sheet	\$
130	65	Surcharge - Late nonprovisional filing fee or oath	\$
180	180	Submission of IDS	\$
40	40	Recording each patent assignment per property (times number of properties)	\$
120	60	Extension for reply within first month	\$
450	225	Extension for reply within second month	\$
1,020	510	Extension for reply within third month	\$
1,590	795	Extension for reply within fourth month	\$
2,160	1,080	Extension for reply within fifth month	\$
790	395	Submission After Final 1.129	\$
500	250	Notice of Appeal	\$
500	250	Filing a brief in support of an appeal	\$
1,000	500	Request for oral hearing	\$
130	65	Terminal Disclaimer Fee	\$
800	400	Design Issue Fee	\$
790	395	Request for Continued Examination (RCE)	\$790
130		Request for voluntary publication or republication	\$
500	250	Petition to Revive - unavoidable	\$
1,500	750	Petition to Revive - unintentional	\$
200		Filing for patent term adjustment	\$
400		Request for reinstatement of term reduced	\$
1,120		Extension of term of patent	\$

OTHER FEE  
(specify)

**Subtotal (Additional Fees) \$790**

**Total Amount of Payment: \$790**

Submitted by:

CUSTOMER NUMBER  
**27,076**

DORSEY & WHITNEY LLP

1420 Fifth Avenue, Suite 3400  
Seattle, WA 98101-4010  
(206) 903-8800 phone / (206) 903-8820 fax

Name: Marcus Simon

Reg. No.: 50,258

Signature:

*Marcus Simon*

Date: April 1, 2005